

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

**CONTEMPT PETITION NO. 453 OF 2017
IN
WRIT PETITION NO. 11487 OF 2016**

Chandpasha Daudsab Patel .. Petitioner

Versus

The State of Maharashtra and others .. Respondents

Shri D. R. Jaybhar, Advocate h/f Shri L. S. Shaikh, Advocate for the Petitioner.

Shri C. S. Kulkarni, A.G.P. for the Respondent No. 1.

Shri Suhas Urgunde, Advocate h/f Shri V. S. Valse, Advocate for the Respondent No. 5.

**CORAM : S. V. GANGAPURWALA AND
S. M. GAVHANE, JJ.**

DATE : 29TH NOVEMBER, 2017.

FINAL ORDER :

. Mr. Jayabhar, the learned advocate states that, statement was made in the Writ Petition No. 11487 of 2016 by the respondents that, they will allot the shops by auction, however, no auction was held and the shops were allotted by the Sarpanch and Gram Sevak privately.

2. The affidavit is filed by the respondent No. 5 stating that auction proceeding was initiated for allotment of the shops in

question. The auction notice was published/affixed in office of Gram Panchayat, Panchayat Samiti, Bazar chowk. Even many persons participated in the said auction.

3. Present contempt petition is filed on the premise that the respondents did not abide by their statement and sold the property dehors the auction. Considering the affidavit filed, it is manifest that the auction was held. In the contempt petition, we cannot go into merits and demerits of the auction conducted. If, the petitioner is aggrieved by the auction, it is for the petitioner to assail the said auction in appropriate proceedings. Considering the above contempt petition is disposed of. No costs.

[S. M. GAVHANE, J.]

[S. V. GANGAPURWALA, J.]